

REISSUE APPLICATION DECLARATION BY THE ASSIGNEE

Docket Number: 5/891

I hereby declare that:

My residence, post office address and citizenship are stated below next to my name.

I represent the following company: Dr. Karl Thomae GmbH

and the title of my position with said company is: Head of Patent Department

The entire title to the patent identified below is vested in said company.

Name of Patentee: Wolfgang Grell et al.

Patent Number: 5,216,167

Date Patent Issued: June 1, 1993

Title of Invention: PHENYLACETIC ACID BENZYLAMIDES

I believe said patentee to be the original, first and sole or joint inventor(s) of the subject matter which is described and claimed in said patent, for which a reissue patent is sought on the invention entitled:

the specification of which

is attached hereto.

was filed on _____ as reissue application number _____.
and was amended on _____.

I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information which is material to patentability as defined in Title 37, Code of Federal Regulations, § 1.56.

I verily believe the original patent to be wholly or partly inoperative or invalid, for the reasons described below. (Check all boxes that apply.)

by reason of a defective specification or drawing, said defects being described below.

by reason of the patentee claiming more or less than he had the right to claim in the patent, said excess or insufficiency in the claims being specified below.

by reason of other errors, described below.

The errors relied upon in the above statement, and how the errors occurred, are as follows:

Assignee Dr. Karl Thomae GmbH, also the owner of U.S. Patents 4,873,080 and 4,863,724 (issued October 10, 1989 and September 5, 1989, respectively), believes that the term of U.S. Pat. 5,216,167 subsequent to September 5, 2006 should be disclaimed.

The errors described above arose without any deceptive intention on the part of the applicant.

I hereby appoint the following attorney(s) and/or agent(s) to prosecute this application and transact all business in the patent and Trademark Office connected therewith.

Name(s) Registration No.:

Alan R. Stempel	29,881
Mary-Ellen M. Devlin	27,928

Correspondence Address: Direct all communications about the application to:

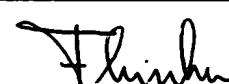
Customer Number

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OR

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I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine and imprisonment, or both, under section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application, any patent issuing thereon, or any patent to which this declaration is directed.

Full name of person signing (given name, family name) Dr. Karl Thomae GmbH	Full name of person signing (given name, family name) Dr. Karl Thomae GmbH
Signature ppa.  (Dr. Manfred Reiffen)	Signature ppa.  (Dr. Rolf Fleischer)
Date 12. September 1997	Date 12. September 1997
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